



ORDINANCE 2015-09

OF THE VILLAGE OF ASHVILLE



AN ORDINANCE TO ACCEPT THE VILLAGE OF ASHVILLE APPLICATION FOR ANNEXATION BY THE UTILITY DEPARTMENT, ET AL FOR ANNEXATION OF CERTAIN TERRITORY CONTAINING 11.268 +/- ACRES IN HARRISON TOWNSHIP, COUNTY OF PICKAWAY, STATE OF OHIO, TO THE VILLAGE OF ASHVILLE.

WHEREAS, a petition for annexation of certain property in Harrison Township was duly filed by the Village of Ashville, et al on August 4, 2015 with Commissioners of Pickaway County and approved by the County Commissioners on August 11, 2015 pursuant to Ohio Revised Code Sections 709.14 through 709.16, Exhibit A.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ASHVILLE, STATE OF OHIO:

SECTION ONE: The territory described in the Petition by owner of Real Estate in Territory Proposed for Annexation to the Village of Ashville. To: The Board of Commissioners of Pickaway County, Exhibit B.

SECTION TWO: That the Village Clerk is hereby authorized and directed to make three copies of this Ordinance, to each of which shall be attached a copy of the petition, the plat or map accompanying the petition for annexation as a Community Facility (CF), a copy of the petition, the plat map of map accompanying the petition for annexation, a copy of the transcript of the proceedings of the Board of County Commissioners relating to thereto, and a certificate to the correctness thereof. The Clerk shall then forthwith delivery one copy to the County Auditor, one copy the County Recorder and one copy to the Secretary of State, and shall file notice of this annexation with the Board of Elections after it becomes effective, and the Clerk shall do all other things required by law.

SECTION THREE: That for the reasons stated in the preamble hereto which are made a part hereof, this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Offered by: _____

Seconded by: _____

PASSED THIS 5th DAY OF OCTOBER, 2015

ATTEST:

April D. Grube, Clerk-Fiscal Officer

APPROVED:

Charles K. Wise, Mayor

Prepared: 08/28/2015

Revised Date:

Review Date:

CERTIFICATE OF RECORDING OFFICER

I, the undersigned, hereby certify, that the foregoing is a true and correct copy of the ordinance adopted by the Village of Ashville Council held on 5th day of October 2015, and that I am duly authorized to execute this certificate.

(Original signature of April D. Grube)

Clerk-Fiscal Officer
(TITLE)



**PETITION FOR ANNEXATION OF MUNICIPAL-OWNED LAND (SECTION 709.16(B))
TO THE VILLAGE OF ASHVILLE
OF 11.268 ACRES, MORE OR LESS,
IN THE TOWNSHIP OF HARRISON, PICKAWAY COUNTY**

TO THE BOARD OF COUNTY COMMISSIONERS
OF PICKAWAY COUNTY, OHIO

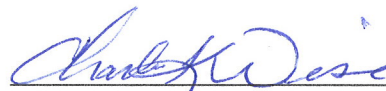
The undersigned, petitioner in the premises, and being a municipality, seeks to annex the territory hereinafter described, consisting of 11.268 acres, plus or minus, with a total perimeter boundary of 5317.2 lineal feet more or less, in the Township of Harrison, which area is contiguous along 2,405.94 lineal feet or 45% being adjacent to the Village of Ashville, does hereby pray that said territory be annexed to the Village of Ashville according to the statutes of the State of Ohio.

The territory to be annexed is owned solely by the Village of Ashville which, pursuant to Ohio Revised Code Section 709.16 (B), has consented to the granting of this annexation, by signing this Petition for Annexation.

A full and accurate description and a plat of said territory so prayed to be annexed are attached hereto and made a part hereof.

In support of said Petition, your petitioner states that there are within the territory so prayed to be annexed one (1) owner of real estate, which owner is the Village of Ashville. Pursuant to Ordinances 2015-06 and 2015-08 and Resolution 05-2015 of the Council of the Village of Ashville, the territory described in the petition was authorized to be annexed to the Village of Ashville.

Patrick M. Pickett, whose address is Two Miranova Place, Suite 700, Columbus, OH 43215, is hereby appointed Agent for the undersigned petitioner. Said agent is hereby authorized to make any amendment and/or deletion, which in his absolute and complete discretion is necessary or proper under the circumstances then existing, and in particular to make such amendment in order to correct any discrepancy or mistake noted by the Pickaway County Engineer in his examination of the petition and plat. Said amendment shall be made by the presentation of an amended plat and description to the Board of County Commissioners on, before, or after the date set for action on this petition.



Charles K. Wise , Mayor, Village of Ashville
200 Station Street East, Ashville, OH 43103

SURVEY PLAT and LEGAL DESCRIPTION

MATHEMATICALLY APPROVED

PICKAWAY COUNTY ENGINEER

BY DEC DATE 3-4-14

Legal Description
Harrison Township, Pickaway County, Ohio
Section 12, Township 2, Range 22
11.268 Ac.
For: Village of Ashville

Situated in the Township of Harrison, County of Pickaway, the State of Ohio being part of Section 12, Township 2, Range 22 more particularly bounded and described as follows:

Being part of a 32.15 acre tract as described in Official Record 628, Page 2278 in the Pickaway County Recorder's Office;

Beginning at a 1" pipe found in the West line of the Norfolk and Western Railroad being the Village of Ashville Corporation line and at the Southeast corner of said 32.15 acre tract and the Northeast corner of a 10.241 acre tract (reference Official Record 683, Page 2152);

Thence with the North line of said 10.241 acre tract and the Village of Ashville Corporation line N89°36'40"W 1372.91 feet (passing a ¾" pipe found at 198.86 feet) to a ½" pipe found in the East line of the CSXT Railroad;

Thence with said East line N07°39'41"W 324.55 feet to an iron pin set;

Thence leaving said East line and going with six (6) new lines through said 32.15 acre tract the following calls;

Thence S89°36'40"E 1278.33 to an iron pin set;

Thence with a curve to the left 513.57 feet having a radius of 2715.00 feet and a chord of which bears N24°01'16"W 512.80 feet distant to an iron pin set;

Thence N28°00'09"W 188.43 feet to an iron pin set;

Thence S89°12'13"W 94.89 feet to an iron pin set;

Thence N00°47'47"W 155.12 feet to an iron pin set;

Thence N32°15'06"W 52.61 feet (passing an iron pin set at 23.42 feet) to a pk nail set in the centerline of State Route 752;

Thence with said center line N89°12'13"E 58.61 feet to a pk nail set in the West line of the Norfolk and Western Railroad;

Thence with said West line the following four (4) lines as follows;

S32°15'06"E 245.16 feet (passing an iron pin set at 29.19 feet) to an iron pin set;

Thence with a curve to the right 149.64 feet having a radius of 2775.00 feet and a chord of which bears S30°42'25"E 149.62 feet distant to an iron pin set;

Thence S60°33'36"W 10.00 feet to an iron pin set;

Thence with a curve to the right 873.39 feet having a radius of 2765.00 feet and a chord of which bears S20°23'27"E 869.76 feet distant to the **POINT OF BEGINNING**;

Containing **11.268 acres**, more or less.

Subject to all existing valid rights-of-way and easements of record.

All iron pins shown as set are 5/8" diameter by 30" long rebar with yellow plastic cap stamped "M.E. CLARK ASSOC."

The bearing reference for this survey is the North line of a 10.241 acre tract as described in Official Record 683, Page 2152 being N89°36'40"W.

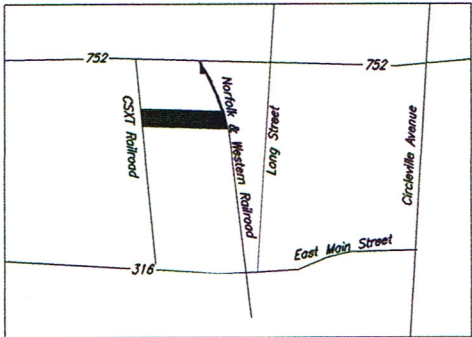
I hereby certify that the foregoing legal description and the attached plat are a true representation of the conditions as they existed on the date of the survey and that the accuracy of same is consistent with accepted surveying standards.

Michael E. Clark
Michael E. Clark
Professional Surveyor # 6808

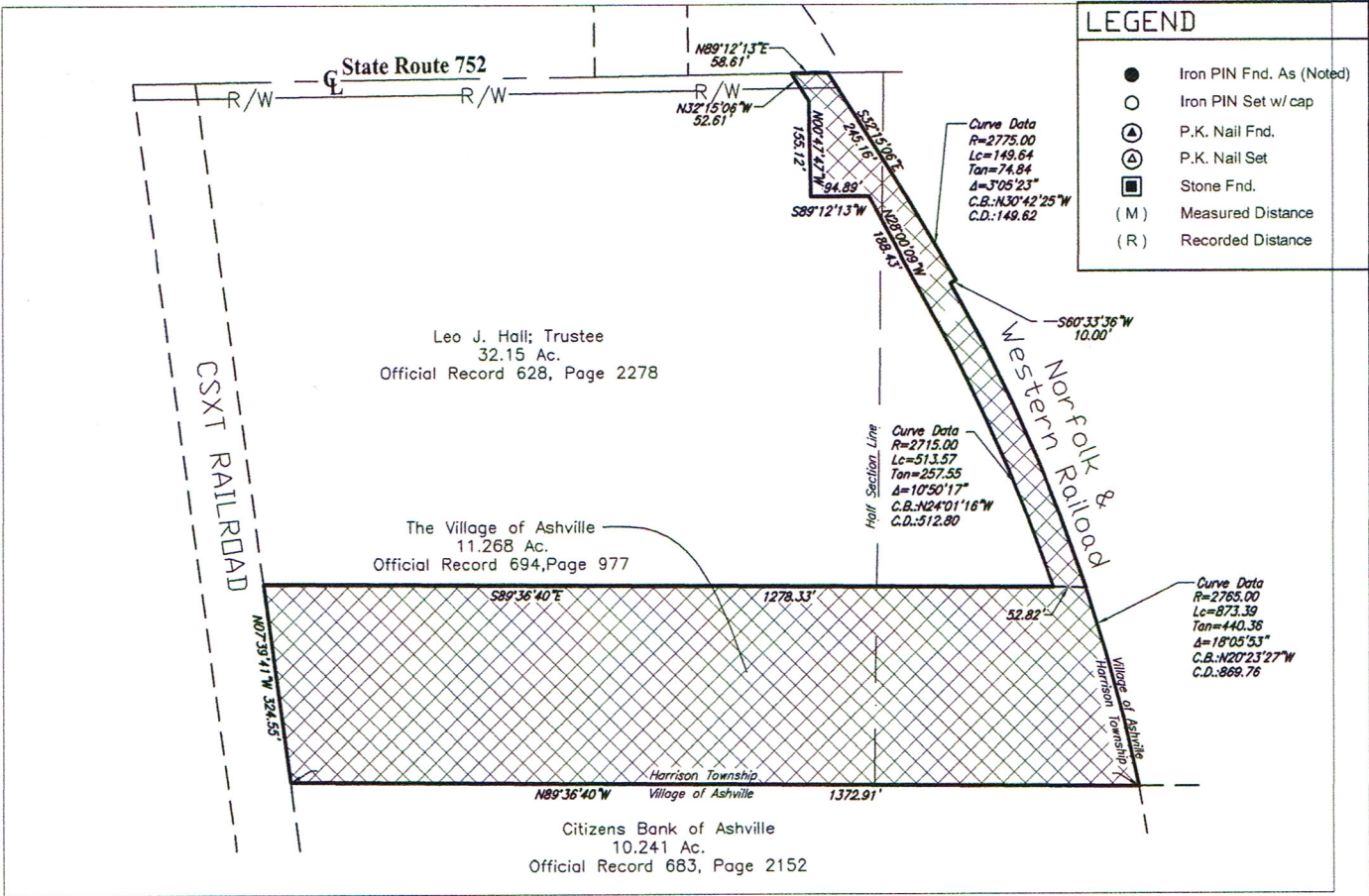
3-4-14
Date
File No. S13-1178updated



PROPOSED ANNEXATION OF 11.268 ACRES



LOCATION MAP
NOT TO SCALE



Name	Total Tract	To Be Annexed	Left in Twp.	Parcel No.
The Village of Ashville	11.268 Acres	11.268 Acres	0.000 Acres	D12-0001-00-147-02 *

PETITION FOR ANNEXATION OF MUNICIPAL-OWNED LAND (SECTION 709.16(B))
TO THE VILLAGE OF ASHVILLE
OF 11.268 ACRES, MORE OR LESS,
IN THE TOWNSHIP OF HARRISON, PICKAWAY COUNTY

TO THE BOARD OF COUNTY COMMISSIONERS
OF PICKAWAY COUNTY, OHIO

The undersigned, petitioner in the premises, and being a municipality, seeks to annex the territory hereinafter described, consisting of 11.268 acres, plus or minus, with a total perimeter boundary of 5317.20 lineal feet more or less, in the Township of Harrison, which area is contiguous along 2405.94 lineal feet or 45% being adjacent to the Village of Ashville, does hereby pray that said territory be annexed to the Village of Ashville according to the statutes of the State of Ohio.

The territory to be annexed is owned solely by the Village of Ashville which, pursuant to Ohio Revised Code Section 709.16 (B), has consented to the granting of this annexation, by signing this Petition for Annexation.

A full and accurate description and a plat of said territory so prayed to be annexed are attached hereto and made a part hereof.

In support of said Petition, your petitioner states that there are within the territory so prayed to be annexed one (1) owner of real estate, which owner is the Village of Ashville. Pursuant to Ordinances 2015-06 and 2015-08 and Resolution 2015-05 of the Council of the Village of Ashville, the territory described in the petition was authorized to be annexed to the Village of Ashville.

Patrick M. Pickett, whose address is Two Miranova Place, Suite 700, Columbus, OH 43215, is hereby appointed Agent for the undersigned petitioner. Said agent is hereby authorized to make any amendment and/or deletion, which in his absolute and complete discretion is necessary or proper under the circumstances then existing, and in particular to make such amendment in order to correct any discrepancy or mistake noted by the Pickaway County Engineer in his examination of the petition and plat. Said amendment shall be made by the presentation of an amended plat and description to the Board of County Commissioners on, before, or after the date set for action on this petition.

Charles K. Wise, Mayor, Village of Ashville
200 Station Street East, Ashville, OH 43103

I HEREBY CERTIFY THAT THE ATTACHED PLAT WAS PREPARED
FROM INFORMATION OBTAINED FROM AN ACTUAL FIELD SURVEY
OF THE PREMISES AND THAT SAID PLAT IS CORRECT TO THE
BEST OF MY KNOWLEDGE

REGISTERED SURVEYOR NO. 7958
JOHN J. RUTTER JR.

JULY 23, 2015

DRAWING PREPARED BY:

Office: 614-766-4000
Cell: 614-207-8214
www.ackisonsurveying.com

Commissioners:
Brian S. Stewart
Harold R. Henson
Jay H. Wippel

Administrator:
Brad Lutz
Clerk:
Patricia Webb

Pickaway County
Board of County Commissioners
139 West Franklin Street
Circleville, Ohio 43113
Telephone: 740-474-6093 FAX: 740-474-8988
1-800-472-6093

August 19, 2015

Village of Ashville
Attention: Barbara Gilbert, Fiscal Officer
P.O. Box 195
Ashville, Ohio 43103

Dear Barbara:

Enclosed you will find a certified copy of the proceedings of the Pickaway County Board of Commissioners that includes Resolution No.: PC-081115-1 related to their approval of the annexation of 11.268 acres of municipal-owned land into the Village of Ashville.

If you should have any questions, please do not hesitate to contact me.

Thank you.

Sincerely,



Patricia Webb
Clerk

PICKAWAY COUNTY BOARD OF COMMISSIONERS

Enclosure

cc: Franklin Christman, Village of Ashville Administrator



Commissioners:
Brian S. Stewart
Harold R. Henson
Jay H. Wippel

Administrator:
Brad Lutz
Clerk:
Patricia Webb

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The Pickaway County Board of Commissioners met in Regular Session in their office located at 139 West Franklin Street, Circleville, Ohio on Tuesday, August 11, 2015, with the following members present: Mr. Brian S. Stewart, Mr. Harold R. Henson, and Mr. Jay H. Wippel. Brad Lutz, County Administrator, was also in attendance.

During business conducted while in session, the commissioners reviewed an annexation petition filed in their office on behalf of the Village of Ashville, on Tuesday, August 4, 2015, by Franklin Christman, Administrator, pursuant to Ohio Revised Code Sections 709.14 through 709.16, for the annexation of 11.268 acres of municipal-owned land into the Village of Ashville, Harrison Township, Pickaway County, Ohio, will be the location for new water treatment plant facilities. Patrick M. Pickett, Esq., of Isaac Wiles, Two Miranova Place, Suite 700, Columbus, Ohio 43215, was the appointed agent for the petitioner. All necessary documents were filed with the petition, which were previously reviewed by the commissioners' clerk and Terry Frazier, Director of the Pickaway County Development & Planning Office. A 1.273 acre ingress/egress easement was noted that was previously reserved by Leo Hall, Trustee for the deceased owner of the property in front of the 11.268 acre tract owned by the village, which allows access to the back of that property from St. Rt. 752. Mr. Frazier said that other than providing notice that it exists, the easement was not technically required to be included in the annexation petition.

Following the commissioners review of the petition documents, Commissioner Stewart offered the motion, seconded by Commissioner Henson to approve the annexation and adopt the following Resolution:

Resolution No.: PC-081115-1

WHEREAS, pursuant to Ohio Revised Code (ORC) §709.14 through 709.16, the Village of Ashville, Ohio, filed a petition for the annexation of 11.268 acres +/- of municipal-owned land on August 4, 2015, with a total perimeter boundary of 5317.2 lineal ft. +/-, in the Township of Harrison, which is an area contiguous along 2.405.94 lineal ft. of land being adjacent to the Village of Ashville; and,

WHEREAS, Patrick M. Pickett, Two Miranova Place, Suite 700, Columbus, Ohio 43215, is the appointed Agent for the petitioner; and,

WHEREAS, the territory to be annexed is owned solely by the Village of Ashville, Ohio, and will be for the location of new municipal-owned water treatment facilities for the purpose of extending utilities and to provide other village services to economic development opportunities; and,

WHEREAS, a full and accurate description and a plat of said territory so prayed to be annexed and all other necessary documents were filed with said petition; then,

THEREFORE BE IT RESOLVED, that the Pickaway County Board of Commissioners hereby approve the annexation of the above-described municipal-owned land into the Village of Ashville, Harrison Township, Pickaway County, Ohio; and,

BE IT FURTHER RESOLVED, that the Clerk to the Pickaway County Board of Commissioners shall provide a certified copy of this Resolution to the Clerk-Fiscal officer of the Village of Ashville, Ohio.

Voting on the motion was as follows: Commissioner Stewart, yes; Commissioner Henson, yes; Commissioner Wippel, yes. Voting No: None. Motion carried.

Attest: Patricia Webb
Patricia Webb, Clerk

~ Certification ~

I, Patricia Webb, Clerk to the Pickaway County Board of Commissioners, hereby certify that is a true and accurate record of the proceedings of the board and is a permanent record in the Pickaway County Board of Commissioners' meeting minutes that can be found in Journal #63, pages dated August 11, 2015.

Patricia Webb
Patricia Webb, Clerk
Pickaway County Board of Commissioners

